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**Amendment No. 1 to HB0756**

**Jones U  
Signature of Sponsor**

**AMEND Senate Bill No. 683**

**House Bill No. 756\***

By deleting the amendatory language of Section 3 in its entirety, and by substituting instead the following language:

(c)(1) Except as provided in subdivision (2), any person trying to receive a party nomination by write-in ballots shall complete and file a notice with the county election commission of the candidate's county of residence requesting such person's ballots be counted in each county of the district no later than twenty (20) days before the primary election. Such person shall only have votes counted if the notice is completed and timely filed with such county election commission. Write-in candidates for the offices of governor, United States senate and United States house of representatives shall file their notice with the state coordinator of elections. The notice shall be on a form prescribed by the coordinator of elections and shall not require signatures of any person other than the write-in candidate requesting ballots be counted. The coordinator of elections shall forward a copy of the notice to each county election commission comprising the district of the office being sought by the candidate.

(2) Notwithstanding the provisions of §2-5-101(g)(1), if within twenty (20) days of a primary election a qualified candidate dies, a person trying to receive a party nomination by write-in ballots shall complete and file a notice with the county election commission of the candidate's county of residence, or the state coordinator of elections if applicable, requesting such person's ballots be counted in each county of the district. Such person shall only have votes counted if the notice is completed and timely filed with such county election commission or the state coordinator of elections. Such notice shall be timely filed if the notice is filed within three (3) days of the death of a qualified

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candidate; provided that if a qualified candidate dies within three (3) days of a primary election, such notice shall be timely filed if it is filed with the county election commission or the state coordinator of elections, as appropriate, prior to the time the polls open on election day.

As used in this subdivision "qualified candidate" includes a candidate who completed and timely filed a notice to receive a party nomination by write-in ballots in accordance with subdivision (1).

AND FURTHER AMEND by deleting the amendatory language of Section 4 in its entirety, and by substituting instead the following language:

(j)(1) Except as provided in subdivision (2), any person attempting to be elected by write-in ballots shall complete and file a notice with the county election commission of the candidate's county of residence requesting such person's ballots be counted in each county of the district no later than twenty (20) days before the general election. Such person shall only have votes counted if the notice was completed and timely filed with such county election commission. The notice shall be on a form prescribed by the coordinator of elections and shall not require signatures of any person other than the write-in candidate requesting ballots be counted. The coordinator of elections shall forward a copy of the notice to each county election commission comprising the district of the office being sought by the candidate.

(2) Notwithstanding the provisions of §2-5-101(g)(1), if within twenty (20) days of an election a qualified candidate dies any person attempting to be elected by write-in ballots shall complete and file a notice with the county election commission of the

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candidate's county of residence requesting such person's ballots be counted in each county of the district. Such person shall only have votes counted if the notice was completed and timely filed with such county election commission. Such notice shall be timely filed if the notice is filed within three (3) days of any of the death of a qualified candidate; provided that if the death of a qualified candidate occurs within three (3) days of an election, such notice shall be timely filed if it is filed with the county election commission prior to the time the polls open on election day.

As used in this subdivision "qualified candidate" includes a candidate who completed and timely filed a notice to be elected by write-in ballots in accordance with subdivision (1).